

1 RYAN MAHER
2 RYAN ADAIR SHANNON
3 Center for Biological Diversity
4 1411 K Street, NW, Suite 1300
5 Washington, DC 20005
Phone: 781-325-6303
Email: rmaher@biologicaldiversity.org
Attorneys for Plaintiff

6 TIMOTHY COURCHAINE
7 United States Attorney
District of Arizona
8 DENISE ANN FAULK
9 Assistant U.S. Attorney
405 W. Congress Street, Suite 4800
Tucson, Arizona 85701
10 Phone: 520-620-7300
Email: denise.faulk@usdoj.gov
Attorneys for Defendant

12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE DISTRICT OF ARIZONA
14 TUCSON DIVISION

15 Center for Biological Diversity,

16 Plaintiff,

17 v.

18 United States Environmental Protection
19 Agency,

20 Defendant.

No. CV-25-00341-TUC-RM

**JOINT SETTLEMENT STATUS
REPORT**

21 Pursuant to the Court's August 29, 2025, and October 17, 2025 Orders, Docs. 14
22 and 16, the parties, by and through undersigned counsel, hereby submit their Joint
23 Settlement Status Report.
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1. In reviewing the parties' joint proposed scheduling order, Doc. 12, the Court ordered the parties to file a joint settlement status report on October 29, 2025, and every sixty days thereafter. Doc. 14.

5 2. On October 17, 2025, the Court denied Defendant's Motion for a Stay of
6 Case in Light of Lapse of Appropriations, Doc. 15; reset the deadline for a joint proposed
7 scheduling order setting forth proposed deadlines for filing dispositive motions; and
8 further ordered that all other provisions of the Court's August 29, 2025 Order remain in
9 full force and effect, which includes the October 29, 2025 joint settlement status report
10 deadline. Doc. 16.

12 3. As represented in the parties' joint proposed scheduling order, prior to the
13 lapse of federal appropriations, including appropriations for the Department of Justice
14 and the U.S. Environmental Protection Agency (EPA), the parties met and conferred
15 regarding EPA's planned schedule for completion of its response to Plaintiff's Freedom of
16 Information Act (FOIA) request, and Plaintiff indicated that EPA's proposed schedule was
17 acceptable at that time. Doc. 12 at 3. However, due to the lapse of appropriations, EPA's
18 FOIA production responding to Plaintiff's request is stalled.
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21 4. The parties have not yet engaged in settlement discussions. The parties
22 intend to do so once Congress has restored appropriations and EPA resumes its FOIA
23 production. The Department does not know when Congress will restore funding.
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26 | DATED: October 29, 2025

Respectfully submitted,
/s/ Ryan Maher

1 RYAN MAHER
2 Center for Biological Diversity
3 *Pro hac vice* (DC Bar No. 1620024)
4 1411 K Street, NW, Suite 1300
5 Washington, DC 20005
6 Phone: 781-325-6303
7 Email: rmaher@biologicaldiversity.org

8
9 RYAN ADAIR SHANNON
10 Center for Biological Diversity
11 P.O. Box 11374
12 Portland, OR 97211
13 Phone: 971-717-6407
14 Email: rshannon@biologicaldiversity.org

15 *Attorneys for Plaintiff*

16
17 TIMOTHY COURCHAINE
18 United States Attorney
19 District of Arizona

20
21 DENISE ANN FAULK
22 Assistant U.S. Attorney
23 Arizona State Bar No. 012700
24 405 W. Congress Street, Suite 4800
25 Tucson, Arizona 85701
26 Phone: 520-620-7300
27 Email: denise.faulk@usdoj.gov

28 *Attorneys for Defendant*

CERTIFICATE OF SERVICE

I hereby certify that on October 29, 2025, the foregoing was electronically filed with the Court through the CM/ECF system, and that copies were served on counsel of record by operation of the CM/ECF system.

DATED: October 29, 2025

/s/ Ryan Maher
Ryan Maher